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7 UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA

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10 BRANDON C. WILLIAMS, Case No. 3:15-cv-00481-MMD-VP^C
11 v. Plaintiff,
12 STATE OF NEVADA et al., Defendants.
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ORDER

15 **I. DISCUSSION**

16 Plaintiff, a *pro se* prisoner, previously filed an application to proceed *in forma*
17 *pauperis* and submitted a 42 U.S.C. § 1983 civil rights complaint. (Dkt. no. 1, 1-1.) On
18 October 19, 2015, Plaintiff filed a motion seeking to voluntarily dismiss his case. (Dkt.
19 no. 4.)

20 Pursuant to Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an
21 action without a court order by filing “a notice of dismissal before the opposing party
22 serves either an answer or a motion for summary judgment.” Fed. R. Civ. P.
23 41(a)(1)(A)(i). The Court grants Plaintiff’s motion to voluntarily dismiss this action
24 because no responsive pleading has been filed in this case. As such, the Court
25 dismisses this action without prejudice.

26 **II. CONCLUSION**

27 For the foregoing reasons, it is ordered that the motion for voluntary dismissal
28 (dkt. no. 4) is granted.

1 It is further ordered that the application to proceed *in forma pauperis* (dkt. no. 1)
2 is denied as moot.

3 It is further ordered that this action is dismissed in its entirety without prejudice.

4 It is further ordered that the Clerk of the Court shall enter judgment accordingly.

5 DATED THIS 25th day of November 2015.



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7 MIRANDA M. DU
8 UNITED STATES DISTRICT JUDGE
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